

4620. Adulteration of chestnuts. U. S. * * * v. 4 Bags * * * of Chestnuts. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 6959. I. S. No. 3512-1. S. No. E-442.)

On October 28, 1915, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 4 bags, each containing about 100 pounds, of chestnuts, remaining unsold in the original unbroken packages at New York, N. Y., alleging that the article had been shipped and transported from the State of Virginia into the State of New York, the shipment having been received on or about October 26, 1915, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a filthy, decomposed, and putrid vegetable substance, to wit, wormy chestnuts.

On November 16, 1915, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*